

**PLANNING & ZONING COMMITTEE MINUTES
AUGUST 2ND, 2011**

SIGN IN

**DAN MCDOWELL
VIRGIL KAMBARIAN
JERRY WILLIAMS
BRENDA WHITAKER
BILL DAVIS
JUDY WHITAKER
JACK JENKINS**

**BRIAN KONZEN
PAUL JACKSTADT
RON SIMPSON
WALMER SCHMIDTKE
DON THOMPSON
ED HAGNAUER**

MCDOWELL CALLED MEETING TO ORDER.

MCDOWELL STATE FIRST ITEM IS DISCUSSION OF SOLICITORS ORDINANCE.

MCDOWELL TURNED OVER TO WILLAREDT. WILLAREDT STATED THAT HE FEELS THAT THE 120 DAYS IS TO LONG. WILLAREDT STATED THAT HE WOULD LIKE TO SEE IT GO TO 30 DAYS FOR A CERTAIN FEE, 60 DAYS FOR A CERTAIN FEE.

KONZEN STATED THAT WE COULD OFFER THE APPLICANT A SHORTER TIME FRAME AND THIS WOULD NOT VIOLATE THE CONSTITUTIONAL RIGHTS.

DISCUSSION BY THE COUNCIL MEMBERS ON THE MATTER. THE MATTER WAS ALSO BROUGHT UP ABOUT PHONE SOLICITORS. MAYOR STATED THAT AFTER THE STROM SOLICITORS WERE OUT IN FULL FORCE.

WILLAREDT STATED THAT WE WILL HAVE TO GET WITH KONZEN ON THE MATTER OF SOLICITORS. WILLAREDT STATED HIS OPTION IS 60 DAYS FOR \$100 AND 30 DAYS FOR \$50. MAYOR STATED THAT CLERK WHITAKER HAD INFORMED HIM THAT EACH OF THE SOLICITORS HAS BUSINESSES LICENSE AND THEN WE ARE CHARGING ADDITIONAL FEE FOR SOLICITORS LICENSE.

KAMBARIAN ASKED IF THE SOLICITORS ARE BONDED. WILLAREDT STATED THAT THE CONTRACTORS ARE. MORE DISCUSSION ON THE MATTER BY THE COUNCIL.

MCDOWELL STATED THAT WE NEED TO THINK MORE ABOUT THE SOLICITOR LICENSE AND COME BACK WITH SUGGESTIONS AT THE NEXT MEETING.

MCDOWELL STATED THAT NEXT ITEM THAT WE NEED TO DISCUSS IS THE HARC DECISION REGARDING H& R BLOCK TAKING OCCUPANCY IN THE DOWNTOWN AREA.

JENKINS ASKED WHY IT WAS DENIED.

WILLAREDT STATED THAT UNDER ARTICLE 15 ARTS AND ENTERTAINMENT BUSINESSES LIKE ACCOUNTING CAN ONLY BE ON THE SECOND FLOOR. WHAT H & R BLOCK WAS ASKING IS TO BE LOCATED IN THE BUILDING ON THE GROUND FLOOR. WILLAREDT STATED THE HARC BOARD CONCERNS WERE THAT THE BUSINESS WAS ONLY OPEN JAN-APRIL. WILLAREDT STATED THAT H & R BLOCK WOULD LIKE TO TURN THE FACILITY INTO A TRAINING CENTER ALL YEAR ROUND. WILLAREDT STATED THAT HE THOUGHT THAT THIS WAS A GOOD ANCHOR AND COULD POSSIBLY DRAW MORE BUSINESSES TO THE AREA.

MCDOWELL READ A LETTER FROM THE BOOK STORE IN FAVOR OF H & R BLOCK MOVING.

MOTION BY MCDOWELL, SECOND BY JACKSTADT TO PLACE LETTER ON FILE. MOTION CARRIED.

JENKINS STATED ARE WE GOING TO STAND BEHIND THE DISCUSSION OF THE HARC BOARD, ARE WE GOING TO BE WIMPS AND CHANGE ARE MINDS BECAUSE THE PERSON IS SITTING IN THE ROOM JUST LIKE WE HAVE DONE OVER AND OVER AGAIN.

MCDOWELL STATED THAT THIS MATTER WOULD NOT BE AN ISSUE IF BUSINESSES WOULD HAVE BEEN ALLOWED ON THE FIRST FLOORS.

MAYOR STATED WHEN LOOKED AT THESE BUILDING WERE PUT THE HARC BOARD IN EFFECT TO PROTECT ARE INTEREST. ON E THING WE DID/T LOOK AT WHEN THESE BUILDING S WERE BUILT IN THE 30'S, 40'S AND 50'S THERE WERE NO ELEVATORS THAT WY WE HAD TO PUT BUSINESS ON THE SECOND FLOORS.

KAMBARIAN STATED THAT THE HARC BOARD LIKE ANDY OTHER BOARD IS AN ADVISORY BOARD THE COUNCIL HAS THE FINAL DECISION. WE ARE ELECTED TO MAKE THE DECISION, AND MOST OF THE TIME WE GO ALONG WITH THE ADVISORY BOARDS DECISION.

MORE DISCUSSION ON THE H & R BLOCK MATTER. WHITAKER STATED THAT WE NEED TO HAVE EVERYTHING BROUGHT UP WITH CODE WITH BUILDING BEFORE THE COMPANY IS ALLOWED TO MOVE IN.

MOTION BY MCDOWELL, SECOND BY TO NOT CONCUR WITH THE HARC BOARD RECOMMENDATION. ALL IN FAVOR, I'S HAVE IT. JENKINS VOTED NO. MOTION CARRIED.

MOTION BY MCDOWELL, SECOND BY TO ADJOURN. MOTION CARRIED.

MEETING ADJOURNED.